

REMARKS

This reply is intended to be completely responsive to the Final Office Action dated December 1, 2009.

Status

Claims 1, 3, 5, 7, 9, 11, 13, 18, 21, 23, 27, 30, 61, 63, 68, and 69 are allowed, claims 10, 12, 18, 22, 28, 37, 43, 66, and 70 stand withdrawn, and claims 25, 32, 34, 38, 39 and 41 are rejected.

Upon entry of this amendment, claim 30 will be amended and each of the rejected claims, claims 25, 32, 34, 38, 39 and 41, will be cancelled. In addition, withdrawn claims 37 and 43, which depend from independent claims 32 and 39 respectively, will be cancelled.

Upon entry of this amendment, claims 1, 3, 5, 7, 9-13, 18, 21-23, 27, 28, 30, 61, 63, 66, and 68-70 will remain pending in the application.

With the cancellation of the rejected claims, the Applicant believes that the application is in condition for allowance. Allowance of the application, as amended, is respectfully requested.

Claim Rejections – 35 U.S.C. § 112

On page 2 of the Office Action, the Examiner rejected claims 25 and 34 under 35 U.S.C. § 112, second paragraph as indefinite for not further limiting their respective independent claims. Applicant has cancelled claims 25 and 34. Accordingly, Applicant respectfully requests withdrawal of this ground for rejection.

Claim Rejections – 35 U.S.C. § 102

On pages 2-3 of the Office Action, the Examiner rejected claims 32, 34, 38, 39 and 41 under 35 U.S.C. §102 as being anticipated by Malck, U.S. Patent App. Pub. No. 2005/0071007.

With this amendment the Applicant has canceled rejected claims 32, 34, 38, 39 and 41 in favor of the allowed claims. By canceling the rejected claims, the Applicant does not intend to indicate agreement with or acquiescence in the rejections set forth in the Office Action of December 1, 2009. Claims 32, 34, 38, 39 and 41 have been canceled only to obtain prompt allowance of the claims presently allowed by the Examiner. The Applicant expressly reserves the right to pursue the subject matter of claims 32, 34, 38, 39 and 41 and broader and different claims, in this or future applications.

Claim Rejections – 35 U.S.C. § 103

On pages 3-4 of the Office Action, the Examiner rejected claims 32, 34, 38, 39 and 41 under 35 U.S.C. §103(a) as being unpatentable over Butterman, U.S. Patent App. Pub. No. 2005/0113924.

With this amendment the Applicant has canceled rejected claims 32, 34, 38, 39 and 41 in favor of the allowed claims. By canceling the rejected claims, the Applicant does not intend to indicate agreement with or acquiescence in the rejections set forth in the Office Action of December 1, 2009. Claims 32, 34, 38, 39 and 41 have been canceled only to obtain prompt allowance of the claims presently allowed by the Examiner. The Applicant expressly reserves the right to pursue the subject matter of claims 32, 34, 38, 39 and 41 and broader and different claims, in this or future applications.

Withdrawn Claims

Dependent claims 10, 12, 18, 22, 28, 37, 43, 66, and 70 stand withdrawn. Independent claims 7, 11, 21, and 61, from which claims 10, 12, 18, 22, 28, 66, and 70 depend, respectively, have been allowed by the Examiner. Because the underlying generic, independent claims have been allowed, Applicant requests allowance of currently withdrawn dependent claims 10, 12, 18, 22, 28, 66, and 70.

Withdrawn claims 37 and 43 have been cancelled along with their respective independent claims, 32 and 39. The Applicant expressly reserves the right to pursue the subject matter of claims 37 and 43 and broader and different claims, in this or future applications.

Amendment to Claim 30

Claim 30 has been amended to ensure sufficient antecedent basis for the claim terms and to ensure compliance with 35 U.S.C. § 112.

Conclusion

With this amendment each of the rejected claims are cancelled. Claims 1, 3, 5, 7, 9, 11, 13, 18, 21, 23, 27, 30, 61, 63, 68, and 69 stand allowed. With the cancellation of the rejected claims, the Applicant believes that the application is in condition for allowance. Allowance of the application, as amended, is respectfully requested.

The Examiner is invited to contact the undersigned by telephone if it is felt that a telephone interview would advance the prosecution of the present application.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741. If any extensions of time are needed for timely acceptance of papers submitted herewith, Applicant hereby petitions for such extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

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